

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

BRIGIT BERTHOUD PROKIS,

Plaintiff,

v.

UNITED STATES OF AMERICA; BEEHIVE  
TRUCKING CO. LLC, a foreign company; US  
FREIGHT DELIVERY, LLC, a foreign  
company; RAUAN DUISEBAYEV and JANE  
DOE DUISEBAYEV, individually and the  
marital community composed thereof,

Defendants.

CASE NO. 2:24-cv-00617-JHC

PARTIES' JOINT MOTION AND ORDER  
FOR EXTENSION OF TRIAL AND  
PRETRIAL DEADLINES

**JOINT STIPULATION**

The parties hereby jointly STIPULATE AND AGREE to extend the following deadlines, which were set in the Court's January 23, 2025, Order Setting Trial Date and Related Dates (Dkt. 17), including the expert disclosure extensions the Court granted in its Order for Extension of Expert Disclosure Deadlines on July 1, 2025 (Dkt. 22), in accordance with the Federal Rules of Civil Procedures, as set forth below:

<u>Deadline</u>	<u>Current Deadline</u>	<u>Proposed New Deadline</u>
BENCH TRIAL	February 9, 2026	TBD [A date convenient for the Court on or after July 13, 2026]
Disclosure of expert testimony under FRCP 26(a)(2)	July 28, 2025	N/A
Disclosure of rebuttal expert testimony under FRCP 26(a)(2)	August 27, 2025	September 26, 2025
All motions related to discovery must be filed by	August 13, 2025	January 16, 2026
Discovery completed by	September 12, 2025	February 16, 2026
All dispositive motions and motions challenging expert witnesses must be filed by ( <i>see</i> LCR 7(d))	October 14, 2025	March 16, 2026
Settlement conference held no later than	December 11, 2025	May 11, 2026
All motions in limine must be filed by	December 29, 2025	May 29, 2026
Agreed pretrial order due	January 20, 2026	June 22, 2026
Deposition designations must be submitted to the court by	January 21, 2026	June 23, 2026
Pretrial conference to be held on	January 26, 2026 at 03:00 PM	TBD
Trial briefs, proposed findings of fact and conclusions of law due by	February 2, 2026	July 7, 2026

A court may modify a schedule for good cause. Fed. R. Civ. P. 16(b)(4). Continuing pretrial and trial dates is within the discretion of the trial judge. *King v. State of California*, 784 F.2d 910, 912 (9th Cir. 1986). Good cause exists to continue the trial and pretrial deadlines as set out above.

The parties have acted diligently and cooperatively in pursuing discovery, but additional time is necessary to complete it despite these efforts. To date, the parties have exchanged multiple

1 sets of written discovery and substantial document productions, and have coordinated and taken  
2 several fact depositions. Expert discovery is extensive: Plaintiffs have disclosed eight expert  
3 witnesses; Defendant United States has disclosed three; and Defendant Beehive/US Freight has  
4 disclosed one—for a total of twelve experts. All parties intend to disclose rebuttal experts. Even  
5 with diligence, coordinating, and completing depositions for this number of expert and rebuttal  
6 witnesses will require more time than the current schedule permits. Several fact witness  
7 depositions also remain to be scheduled, and the parties are actively working to set those dates. In  
8 addition, the parties are coordinating Rule 35 examinations of Plaintiff, who resides in Southern  
9 California and has limited ability to travel, requiring additional logistical planning. The parties  
10 have also scheduled mediation for October 14, 2025, and have jointly selected a mediator, with  
11 the potential to resolve the matter. Finally, one of the United States' counsel commenced parental  
12 leave on July 28, 2025, and will be on leave through mid-September, with an additional leave  
13 period from mid-November through early January, further constraining availability. In light of the  
14 substantial and ongoing discovery efforts, the complexity and volume of expert testimony,  
15 logistical challenges, and counsel availability, good cause exists to extend the current deadlines.

16 For the reasons set forth above, the parties believe there is good cause to request the  
17 extensions as outlined above and respectfully request that the Court grant their motion.

18 **SO STIPULATED.**

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1 DATED this 12th day of August, 2025.

2 Respectfully submitted,

3 TEAL LUTHY MILLER  
4 Acting United States Attorney

5 s/ Alixandria K. Morris  
6 ALIXANDRIA K. MORRIS, TX No. 24095373

7 s/ Sean M. Arenson  
8 SEAN M. ARENSEN, WSBA No. 60465  
9 Assistant United States Attorneys  
10 United States Attorney's Office  
11 Western District of Washington  
12 700 Stewart Street, Suite 5220  
13 Seattle, Washington 98101  
14 Phone: 206-553-7970  
15 Fax: 206-553-4067  
16 Email: [sean.arenson@usdoj.gov](mailto:sean.arenson@usdoj.gov)  
17 [alixandria.morris@usdoj.gov](mailto:alixandria.morris@usdoj.gov)

18 *Attorneys for United States of America*

19 I certify that this memorandum contains 563 words,  
20 in compliance with Local Civil Rules.

21 COLBURN LAW

22 s/ Greg Colburn  
23 Greg Colburn, WSBA No. 41236  
24 David Kell, WSBA No. 38969  
22500 SE 64<sup>th</sup> Place, Suite 200  
Issaquah, WA 98027  
Phone: 206-919-3215  
Email: [greg@colburnlaw.com](mailto:greg@colburnlaw.com)  
Email: [david@colburnlaw.com](mailto:david@colburnlaw.com)

*Attorneys for Plaintiff*

WIEBURG LAW OFFICES, PLLC

s/ Brett M. Wieburg

Brett M. Wieburg, WSBA No. 22353  
3020 Issaquah Pine Lake Rd. SE #390  
Sammamish, Washington 98075  
Phone: 425-427-5925


Email: [brett.wieburg@wieburglaw.com](mailto:brett.wieburg@wieburglaw.com)

*Attorney for Defendants Beehive Trucking Co., LLC,  
US Freight Delivery, LLC, and Rauan and Jane Doe  
Dusebayev*

**ORDER**

The Court GRANTS the motion in large part and CONTINUES trial to July 13, 2026.  
The Court DIRECTS the Clerk to issue a new case scheduling order that includes pretrial deadlines that have not yet passed.

DATED this 12th day of August, 2025.

  
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JOHN H. CHUN  
United States District Judge